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10 *Attorney for Plaintiff, Christiana Trust, A Division of Wilmington Savings Fund Society, FSB,*  
11 *Not in Its Individual Capacity But as Trustee of ARLP Trust 3*

8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 CHRISTIANA TRUST, A DIVISION OF  
11 WILMINGTON SAVINGS FUND SOCIETY,  
12 FSB, NOT IN ITS INDIVIDUAL CAPACITY  
13 BUT AS TRUSTEE OF ARLP TRUST 3,

14 Plaintiff,

15 vs.

16 FIDELITY NATIONAL TITLE INSURANCE  
17 COMPANY, CHICAGO TITLE INSURANCE  
18 COMPANY and TICOR TITLE INSURANCE  
19 COMPANY,

20 Defendants.

Case No.: 2:19-cv-00385-JAD-VCF

**STIPULATION TO AMEND  
COMPLAINT AND SET RESPONSE  
DEADLINES**

19 Plaintiff, Christiana Trust, A Division of Wilmington Savings Fund Society, FSB, Not in Its  
20 Individual Capacity but as Trustee of ARLP Trust 3 (“Christiana Trust”) and Defendants, Fidelity  
21 National Title Insurance Company, Chicago Title Insurance Company, and Ticor Title Insurance  
22 Company (“Defendants”, collectively the “Parties”), by and through their undersigned counsel of  
23 record, hereby stipulate and agree as follows:

- 24 1. Christiana Trust filed its Complaint against Defendants on March 5, 2019 [ECF No.  
25 1];
- 26 2. Thereafter, the Parties entered into a Stipulation to Stay the instant action pending the  
27 appeal in *Wells Fargo Bank, N.A. v. Fidelity National Title Ins. Co.*, Ninth Cir. Case No. 19-17332  
28 (District Court Case No. 3:19-cv-00241-MMD-WGZ) (“*Wells Fargo II*”) [ECF No. 27];

1           3.       The Court entered an Order approving the Stipulation and staying the case on  
2 December 10, 2019 [ECF No. 28];

3           4.       On November 5, 2021, the Ninth Circuit issued its Memorandum Disposition in *Wells*  
4 *Fargo II*, vacating the district court's decision granting dismissal of Wells Fargo's claims and  
5 remanding for further proceedings.

6           5.       While Defendants subsequently moved to extend the stay [ECF No. 30], this Court  
7 entered an Order denying the Motion on January 27, 2022 [ECF No. 34] ("Order");

8           6.       The Order stated that any previously filed motions that were pending at the time of  
9 the stay may be renewed by the Parties;

10          7.       While Defendants had motions to dismiss pending at the time of the stay [ECF Nos.  
11 11-12]; Christiana Trust intends to file an amended complaint.

12          8.       Defendants do not have an objection to the amended pleading;

13          9.       The Parties hereby agree that Christiana Trust shall have 30 days from the entry of the  
14 order on this Stipulation to file its amended pleading.

15          10.       Defendants shall have 30 days from the filing of Christiana Trust's amended pleading  
16 to file their response.

17               **IT IS SO STIPULATED.**

18           DATED this 11<sup>th</sup> day of February, 2022.

              DATED this 11<sup>th</sup> day of February, 2022.

19           WRIGHT, FINLAY & ZAK, LLP

              SINCLAIR BRAUN LLP

20           /s/ Lindsay D. Dragon, Esq.

/s/ Kevin Sinclair, Esq.

21           Lindsay D. Dragon, Esq.

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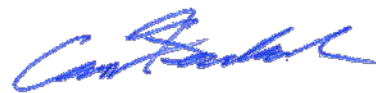
              Encino, California 91436

              Attorneys for Plaintiff

              Attorneys for Defendants

25               **IT IS SO ORDERED.**

26           DATED: February 16, 2022



27           Cam Ferenbach

28           United States Magistrate Judge